A. O. Buck, M. D., of Navarro county, Texas.

M. S. Metz, M. D., of Collin county, Texas.

George E. Thorhill, M. D., of Lamar county, Texas.

William T. Smith, M. D., of Grayson county, Texas.

N. O. Brenizer, M. D., of Travis coun-

ty, Texas. T. J. Crowe, M. D., of Dallas county,

Appointed July 9, 1901.

THE BOARD OF ECLECTIC MEDICAL EXAM-INERS FOR THE STATE OF TEXAS.

G. W. Johnson, M. D., of Bexar county, Texas.

G. Helbing, M. D., of Fannin county, Texas.

E. L. Fox, M. D., of Harris county,

C. D. Hudson, M. D., of McLennan

county, Texas.
\_ J. N. White, M. D., of Cass county,

L. S. Downs, M. D., of Galveston county, Texas.

W. J. Bell, M. D., of Cooke county,

N. V. Mitchell, M. D., of Dallas county, Texas.

Charles Dowdell, M. D., of Ellis county, Texas.

Appointed July 9, 1901.

PILOT COMMISSIONERS FOR THE PORT OF BRAZOS DE SANTIAGO:

Frank Champion, Jose Celaya, Thomas Carson, Joseph Champion, Wm. E. Wren. All of Cameron county, Texas,

and appointed July 12, 1901. S. E. Taylor, of Tom Green county, Texas, district attorney for the Fiftyfirst Judicial District. Appointed July 12, 1901.

> JOSEPH D. SAYERS, Governor.

### EXECUTIVE SESSION—TIME SET FOR.

On motion of Senator Wayland, the hour of 10:30 o'clock a. m. tomorrow, August 8th, was the time set for the Senate to go into executive session for the purpose of acting upon the nominations sent in today by the Governor.

## PORTER APPOINTED.

The appointment of G. B. Arnold, of Travis county, as Senate porter was announced by C. H. Allen, Sergeant-at-Arms, to fill the vacancy created by the resignation of Reid Pierson, of Limestone county.

## ADJOURNMENT.

On motion of Senator Wayland, the Senate, at 10:55 o'clock a. m., adjourned until 10 o'clock a. m. tomorrow.

## THIRD DAY.

Senate Chamber, Austin, Tex., Thursday, Aug. 8, 1901. The Senate met pursuant to adjournment.

President Pro Tem. Neal in the chair. The roll was called, a quorum being present, the following Senators answering to their names:

Beaty. Neal. Davidson of Odell. DeWitt. Patterson. Davidson of Paulus. Galveston. Potter. Goss. Savage. Grinnan. Sebastian. Hanger. Stafford. Harris of Bexar. Swann. Harris of Hunt. Turner. James. Turney. Johnson. Wayland. Lipscomb. Wheeler. Lloyd. Wilson. Miller. Yett.

Absent.

Dibrell. McGee.

Staples.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday (second day), the same, on motion of Senator Swann, was dispensed with.

#### EXCUSED.

On motion of Senator Miller, Senator McGee was excused from further attendance upon the Senate indefinitely on account of sickness in his family.

On motion of Senator Swann, Senator Goss was excused for non-attendance upon the Senate Tuesday on account of sickness.

On motion of Senator Potter, Senator Staples was excused from attendance upon the Senate today on account of important business.

On motion of Senator Turney, Senator Dibrell was excused from attendance upon the Senate this week on account of important business.

# BILLS AND RESOLUTIONS.

By Senator Harris of Bexar: Senate Concurrent Resolution No. 2: Resolved by the Senate of the State of

Texas, the House of Representatives concurring, That the Governor of the State of Texas and the Board of Managers of the Southwestern Insane Asylum at San Antonio, Texas, be and they are hereby empowered to enter into a contract for the term of ten years from the date of said contract between the State of Texas of the one part and the Water Works Company of San Antonio, Texas, of the other part, for the purpose of securing and providing additional water for the use of said Southwestern Insane Asylum; provided, that said contract secure and provide said water for the use of said asylum at a rate not to exceed the sum of six and two-thirds cents per one thousand gallons for all water used and consumed up to and including the quantity of one hundred and fifty thousand gallons per day of twenty-four hours; and for all water used and consumed exceeding said quantity of one hundred and fifty thousand gallons per day of twenty-four hours, a rate of not exceeding six cents per one thousand gallons.

Resolved further, That said Board of Managers, acting in conjunction with the Governor of the State of Texas, shall legally and properly secure the rights of the said asylum in and under said

contract.

The resolution was read first time, and Senator Savage offered the following amendment:

"Amend resolution by adding the following: 'Provided, said contract is, in the judgment of the Governor and the asylum board, the best arrangement that can be made."

The amendment was read and adopted, and

The resolution as amended was read and adopted.

# DEATH OF EX-SENATOR HARRISON -RESOLUTION UPON.

Under the call, Senator Swann offered a resolution upon the death of ex-Senator Harrison, of McLennan county, which, after being read, was unanimous ly adopted.

(For resolution, see memorial page at

end of this day's Record.)

## DAILY SENATE RECORD—RESOLU-TION AUTHORIZING NUMBER.

Senator Savage offered the following resolution:

Resolved, That the State printer is hereby authorized to print daily three hundred copies of the Senate Record for the use of the Senate and House.

The resolution was read second time, and adopted.

## NEWSPAPER SUBSCRIPTION—RES-OLUTION AUTHORIZING.

Senator Johnson offered the following resolution:

Resolved, That the Senate subscribe for three copies for each Senator and the President of the Senate of such daily newspapers as each member may select; provided, that such papers contain daily reports of the proceedings of the Legislature. Such papers to cost not more than three cents per copy.

The resolution was read, and

Senator Sebastian offered the follow-

ing amendment:
"Amend by striking out 'three' and inserting 'five.'"

The amendment was read and adopted,

The resoluiton as amended was read and adopted.

On motion of Senator Miller, the Senate reconsidered the vote by which the resolution was adopted, and

On further motion of Senator Miller, the Senate reconsidered the vote by which the amendment by Senator Sebastian to the resolution was adopted,

Senator Miller offered the following resolution as a substitute for the pending resolution and amendment:

Resolved, That the Senate subscribe for five copies for each Senator and the President of the Senate of such daily newspapers as each member may select; provided, that such papers contain daily reports of the proceedings of the Legislature. Such papers to be paid for at regular subscription rates.'

The substitute was read and adopted,

The resolution and amendment as substituted was then read and adopted.

### EXECUTIVE SESSION.

Pending the conclusion of the morning call, the President Pro Tempore announced the arrival of the hour of 10:30 o'clock a. m., the time set apart for the consideration of the appointments sent to the Senate by the Governor on yesterday, and accordingly the lobby was cleared and the Senate went into executive session.

## AFTER EXECUTIVE SESSION—IN THE SENATE.

In executive session the following confirmations were made:

BOARD OF TRUSTEES DEAF, DUMB AND BLIND ASYLUM FOR COLORED YOUTHS:

R. M. Thomson, in place of W. H. Thaxton, who failed to qualify.

Samuel P. Weisiger, in place of W. A.

Boswell, who failed to qualify. W. H. Cullen, in place of J. Bouldin

Rector, who failed to qualify.

Charles Stephenson, in place of John W. Brady, who failed to qualify.

All of Travis county, Texas, and ap-

pointed April 18, 1901.

Arthur Lefevre, of Victoria county, Texas, Superintendent of Public Instruction, in place of J. S. Kendall, resigned.

Appointed May 15, 1901.
R. L. Penn, of Williamson county, Texas, judge of the Twenty-sixth Judicial District, in place of R. E. Brooks,

resigned. Appointed May 18, 1901. C. H. Miller, of Travis county, Texas, member Board of Managers State Lunatic Asylum, in place of Dr. Samuel E. Hudson, resigned. Appointed May 24, 1901.

### THE BOARD OF MEDICAL EXAMINERS FOR THE STATE OF TEXAS:

- J. W. Scott, M. D., of Harris county, Texas.
- J. H. Evans, M. D., of Anderson coun-Texas.
- D. J. Jenkins, M. D., of Morris county, Texas.
- J. T. Wilson, M. D., of Grayson county, Texas.
- M. M. Smith, M. D., of Travis county, Texas.

John C. Jones, M. D., of Gonzales county, Texas.

J. H. Reuss, M. D., of DeWitt county,

Frank Paschal, M. D., of Bexar county, Texas.

Sam R. Burroughs, M. D., of Leon county, Texas.

Appointed July 9, 1901.

### THE BOARD OF HOMEOPATHIC MEDICAL EXAMINERS FOR THE STATE OF TEXAS:

George D. Streeter, M. D., of McLennan county, Texas.

Joseph R. Pollock, M. D., of Tarrant county, Texas.

William R. Owen, M. D., of Bexar

county, Texas.
A. O. Buck, M. D., of Navarro county,

M. S. Metz, M. D., of Collin county,

George E. Thorhill, M. D., of Lamar county, Texas.

William T. Smith, M. D., of Grayson county, Texas.

N. O. Brenizer, M. D., of Traivs county, Texas.

T. J. Crowe, M. D., of Dallas county, Texas.

Appointed July 9, 1901.

THE BOARD OF ECLECTIC MEDICAL EXAM-INERS FOR THE STATE OF TEXAS:

- G. W. Johnson, M. D., of Bexar county, Texas.
- G. Helbing, M. D., of Fannin county, Texas.
- E. L. Fox, M. D., of Harris county, Texas.
- C. D. Hudson, M. D., of McLennan county, Texas.
- J. N. White, M. D., of Cass county, Texas.
- L. S. Downs, M. D., of Galveston coun-
- ty, Texas. W. J. Bell, M. D., of Cooke county, Texas.
- N. V. Mitchell, M. D., of Dallas county, Texas.

Charles Dowdell, M. D., of Ellis county, 'lexas.

Appointed July 9, 1901.

### PILOT COMMISSIONERS FOR THE PORT OF. BRAZOS DE SANTIAGO:

Frank Champion, Jose Celaya, Thomas Carson, Joseph Champion, Wm. E. Wren. All of Cameron county, Texas,

and appointed July 12, 1901.
S. E. Taylor, of Tom Green county, Texas, district attorney for the Fifty-first Judicial District: Appointed July 12, 1901.

#### SENATOR DIBRELL ANNOUNCED.

J. B. Dibrell, of Guadalupe county, Senator representing District No. 21, composed of the counties of Gonzales, Caldwell, Guadalupe, Comal, Hays and Blanco, was here announced.

## FIRST HOUSE MESSAGE.

The following first House message was here delivered to the Senate:

Hall of the House of Representatives. Austin, Texas, August 8, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills and resolu-

Senate bill No. 1, A bill to be entitled "An Act making an appropriation to pay mileage and per diem pay of mobers and mileage and per diem pay of officers and employes of the First Called Session of the Twenty-seventh Legislature of the State of Texas, convened August 6, 1901, by proclamation of the Governor."

Senate bill No. 2, A bill to be entitled "An Act making an appropriation to defray the contingent expenses of the

First Called Session of the Twenty-seventh Legislature of the State of Texas, convened August 6, 1901, by proclamation of the Governor.'

Senate Concurrent Resolution No. 1, relating to the promotion of Major Luther R. Hare.

House Concurrent Resolution No. 1, relating to Mac Stewart, who is in prison in Mexico.

LEE J. ROUNTREE, Chief Clerk House of Representatives.

### RECOMMENDATION FOR SHERIFFS' FEE BILL—RESOLUTION MAKING.

Senator Potter offered the following resolution:

Resolved, That is it the sense of the Senate that the Governor should submit to the present session of the Legislature the question of the fixing of the fees of the sheriffs of this State in felony cases as embraced in a bill passed at the last session, but which was not signed by the Speaker of the House in open session.

The resolution was read second time,

and adopted.

## IMPRISONMENT OF MAC STEWART —HOUSE CONCURRENT RES-OLUTION NO. 1.

Senator Sebastian called up from the table House Concurrent Resolution No. 1, as follows:

Whereas, On the 31st day of May, 1895, Mac Stewart was convicted of murder and sentenced to be shot at Parral, in the State of Chihuahua, Republic of Mexico, which said sentence was commuted to imprisonment for the term of twenty years; and,

Whereas, The said Mac Stewart faithfully and honorably served this State as a soldier in the army of the Southern Confederacy and thereby endeared himself to his comrades in arms, many of whom still survive and deeply sympathize with him in his trouble; and,

Whereas, To serve out the full term of said imprisonment would result in his confinement until May, 1915, at which time, if he shall live so long, he will have attained the age of 71 years, which said term would be equivalent to imprisonment for life; and,

Whereas, His old comrades in arms, fully appreciating the generosity of the Mexican government in sparing his life by commuting his sentence, are convinced of his sincere desire to return to his native land and there resume his citizenship and to spend his declining years among former friends and associates;

Whereas, This body is fully satisfied of the good faith of the said Stewart and | by proclamation of the Governor."

his friends, and desire of their behalf that he be released from imprisonment; now, therefore, be it

Resolved, (1) That the Legislature of the State of Texas hereby give its endorsement and approval of the efforts of the friends of said Stewart in getting his release.

They hereby join in a request to his Excellency Porfirio Diaz, the honorable President of the Republic of Mexico, and to his Excellency Miguel Ahumada, Governor of the State of Chihuahua, for a pardon for the crime of which he was convicted and a release from the penalties which attach thereto.

3. That these resolutions be presented to the Honorable Powell Clayton, Ambassador to the Republic of Mexico, with the request that they be properly presented to the consideration of the officials above mentioned.

(Senator Davidson of DeWitt in the chair.)

The Chair (Senator Davidson of De-Witt) laid the resolution before the Senate, and it being read the second time, was, upon the motion of Senator Swann, adopted.

# POSTAGE FOR THE SECRETARY— RESOLUTION AUTHORIZING.

Senator Savage offered the following resolution:

Resolved, That the Secretary of the Senate be allowed postage during the present session of the Legislature not to exceed in amount the sum of \$2.50.

The resolution was read second time, and adopted.

The Chair (Senator Davidson of De-Witt) here declared the morning call concluded.

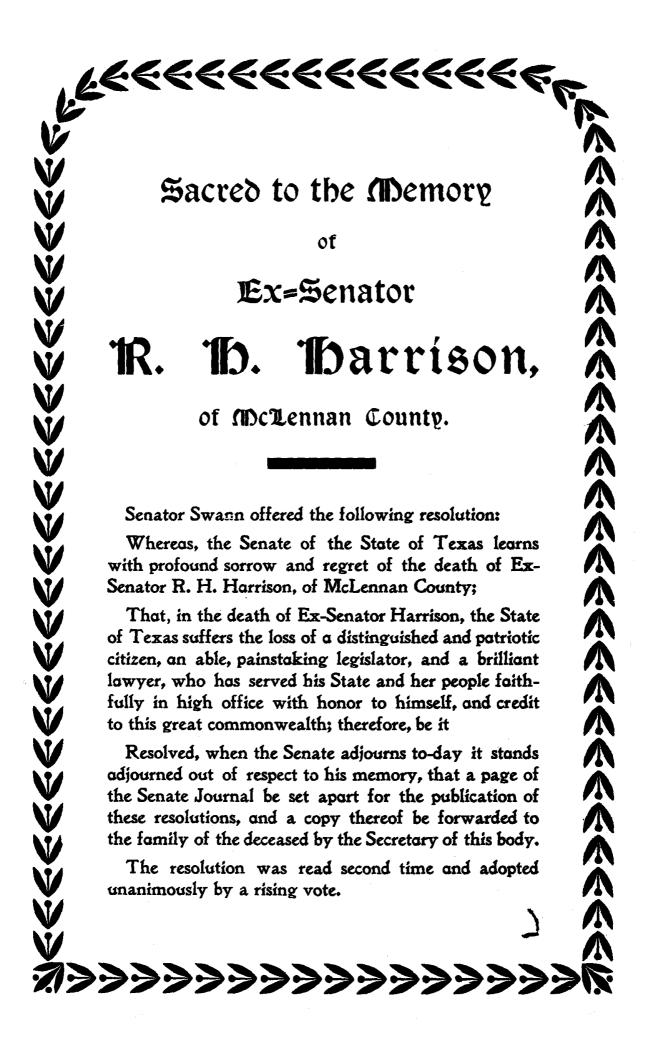
(President Pro Tem. Neal in the chair.)

## SENATE BILLS NOS. 1 AND 2— SIGNED.

The President Pro Tem. gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate bill No. 1, "An Act making an appropriation to pay mileage and per diem pay of members and mileage and per diem pay of officers and employes of the First Called Session of the Twentyseventh Legislature of the State of Texas, convened August 6, 1901, by proclamation of the Governor."

Senate bill No. 2, "An Act making an appropriation to defray the contingent expenses of the First Called Session of the Twenty-seventh Legislature of the State of Texas, convened August 6, 1901,



#### ADJOURNMENT.

Senator Davidson of DeWitt moved that the Senate stand adjourned until 10 o'clock a. m. tomorrow, and

Senator Miller moved that the Senate stand adjourned until 10 o'clock a. m.

Monday:

Action recurring on the longest time first, the motion of Senator Miller was

Action then recurring on the motion of Senator Davidson of DeWitt, the same prevailed, and the Senate accordingly, at 11 o'clock a. m., adjourned.

#### FOURTH DAY.

Senate Chamber, Austin, Tex., Friday, Aug. 9, 1901. The Senate met pursuant to adjournment.

President Pro Tem. Neal in the chair. The roll was called, a quorum being present, the following Senators answering to their names:

Beaty. Davidson of DeWitt.

Patterson. Potter.

Odell.

Dibrell. Goss. Grinnan.

Savage. Sebastian. Stafford.

Hanger. Harris of Bexar. Staples. Turner. Turney.

Johnson. Lloyd. Neal.

Wheeler. Wilson.

#### Absent.

Davidson of Galveston. Miller. Paulus.

Harris of Hunt.

Swann.

James. Lipscomb. Wayland. Yett.

Absent—Excused.

McGee.

Prayer by the Chaplain, Rev. I. S.

Davenport.

Pending the reading of the Journal of yesterday (third day), the same, on motion of Senator Savage, was dispensed with.

#### EXCUSED.

On motion of Senator Lloyd, Senator Yett was excused from attendance upon the Senate today on account of important business.

# PETITIONS AND MEMORIALS.

Senator Staples presented the following petition, which, after being read, was Brenham, Texas, August 2, 1901.

To the Senate, Twenty-seventh Legislature, in Special Session, August 6th, 1901:

The undersigned committee on behalf of the Fortnightly Club of Brenham, Texas, a social and literary organization composed of women, co-operating with the State Federation of Women's Clubs, respectfully request and petition your honorable body to appropriate the sum of fifty thousand (50,000) dollars for the purpose of erecting a woman's building at the University of Texas.

We believe there is a necessity for this building to be used as a home by the women who are students at the University. Such increased facility would not only benefit women of limited means who are desirous of availing themselves of the advantages of our great institution of learning, but would accrue to its own betterment and upbuilding.

Respectfully,

Mrs. C. C. GARRETT, Mrs. L. J. Lockett, MRS. HARRY HAYNES, MRS. B. BRYAN,

Committee for Fortnightly Club.

The President Pro Tem. here declared the morning call concluded.

### COMMITTEE REPORTS.

The following committee reports were made to the Senate:

Committee Room, Austin, Texas, August 8, 1901.

Hon. J. N. Browning, President of the Senate.

Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 1, being "An Act making an appropriation to pay mileage and per diem pay of members and per diem pay of officers and employes of the First Called Session of the Twenty-seventh Legislature,"

And find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his approval.

WILSON, Chairman.

Committee Room, Austin, Texas, August 8, 1901. Hon. J. N. Browning, President of the Senate.

Your Committee on Enrolled SIR: Bills have carefully examined and compared

Senate bill No. 2, being "An Act makreferred to the Committee on Finance: ling an appropriation to defray the con-